

INSPECTIONS AND APPEALS DEPARTMENT[481]**CHAPTER 1
ADMINISTRATION**

- 1.1(10A) Organization
- 1.2(10A) Definitions
- 1.3(10A) Audits division
- 1.4(10A) Investigations division
- 1.5(10A) Inspections division
- 1.6(10A) Administrative hearings division
- 1.7(10A) Administering discretion
- 1.8(10A) Employment appeal board
- 1.9(10A) Foster care review board
- 1.10(10A) The state appellate defender
- 1.11(10A) Hospital licensing board
- 1.12(10A) Health facilities division

**CHAPTER 2
PETITIONS FOR RULE MAKING**

- 2.1(17A) Petition for rule making
- 2.2(17A) Briefs
- 2.3(17A) Inquiries
- 2.4(17A) Agency consideration

**CHAPTER 3
DECLARATORY ORDERS
(Uniform Rules)**

- 3.1(17A) Petition for declaratory order
- 3.2(17A) Notice of petition
- 3.3(17A) Intervention
- 3.4(17A) Briefs
- 3.5(17A) Inquiries
- 3.6(17A) Service and filing of petitions and other papers
- 3.7(17A) Consideration
- 3.8(17A) Action on petition
- 3.9(17A) Refusal to issue order
- 3.12(17A) Effect of a declaratory order

**CHAPTER 4
AGENCY PROCEDURE FOR RULE MAKING
(Uniform Rules)**

- 4.3(17A) Public rule-making docket
- 4.4(17A) Notice of proposed rule making
- 4.5(17A) Public participation
- 4.6(17A) Regulatory analysis
- 4.10(17A) Exemptions from public rule-making procedures
- 4.11(17A) Concise statement of reasons
- 4.13(17A) Agency rule-making record

**CHAPTER 5
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES
(Uniform Rules)**

- 5.1(17A,22) Definitions
- 5.3(17A,22) Requests for access to records

- 5.6(17A,22) Procedure by which a subject may have additions, dissents, or objections entered into the record
- 5.9(17A,22) Disclosures without the consent of the subject
- 5.10(17A,22) Routine use
- 5.11(17A,22) Consensual disclosure of confidential records
- 5.12(17A,22) Release to subject
- 5.13(17A,22) Availability of records
- 5.14(17A,22) Authority to release confidential records
- 5.15(17A,22) Personnel files
- 5.16(17A,22) Personally identifiable information

CHAPTER 6

UNIFORM WAIVER AND VARIANCE RULES

- 6.1(10A,17A,ExecOrd11) Applicability
- 6.2(10A,17A,ExecOrd11) Definitions
- 6.3(10A,17A,ExecOrd11) Interpretive rules
- 6.4(10A,17A,ExecOrd11) Compliance with statute
- 6.5(10A,17A,ExecOrd11) Criteria for waiver or variance
- 6.6(10A,17A,ExecOrd11) Filing of petition
- 6.7(10A,17A,ExecOrd11) Content of petition
- 6.8(10A,17A,ExecOrd11) Additional information
- 6.9(10A,17A,ExecOrd11) Notice
- 6.10(10A,17A,ExecOrd11) Hearing procedures
- 6.11(10A,17A,ExecOrd11) Ruling
- 6.12(10A,17A,ExecOrd11) Public availability
- 6.13(10A,17A,ExecOrd11) Voiding or cancellation
- 6.14(10A,17A,ExecOrd11) Violations
- 6.15(10A,17A,ExecOrd11) Defense
- 6.16(10A,17A,ExecOrd11) Appeals
- 6.17(10A,17A,ExecOrd11) Sample petition for waiver or variance

CHAPTER 7

CONSENT FOR THE SALE OF GOODS AND SERVICES

- 7.1(68B) General prohibition
- 7.2(68B) Definitions
- 7.3(68B) Conditions of consent for officials
- 7.4(68B) Application for consent
- 7.5(68B) Effect of consent
- 7.6(22,68B) Public information
- 7.7(68B) Appeal

CHAPTER 8

LICENSING ACTIONS FOR NONPAYMENT OF CHILD SUPPORT AND STUDENT LOAN DEFAULT/NONCOMPLIANCE WITH AGREEMENT FOR PAYMENT OF OBLIGATION

- 8.1(252J) Certificates of noncompliance
- 8.2(261) Student loan default/noncompliance with agreement for payment of obligation
- 8.3(261) Suspension or revocation of a license

CHAPTER 9
INDIGENT DEFENSE CLAIMS PROCESSING

| | |
|--------------|--|
| 9.1(232,815) | Definitions |
| 9.2(815) | Claims submitted by a public defender |
| 9.3(815) | Claims submitted by a private attorney |
| 9.4(815) | Claims submitted by a county |
| 9.5(815) | Claims for other professional services |
| 9.6(10A) | Processing and payment |
| 9.7(10A) | Payment errors |
| 9.8(10A) | Availability of records |

CHAPTER 10
CONTESTED CASE HEARINGS

| | |
|---------------------|--|
| 10.1(10A) | Definitions |
| 10.2(10A,17A) | Time requirements |
| 10.3(10A) | Requests for a contested case hearing |
| 10.4(10A) | Transmission of contested cases |
| 10.5(17A) | Notices of hearing |
| 10.6(10A) | Waiver of procedures |
| 10.7(10A,17A) | Telephone proceedings |
| 10.8(10A,17A) | Scheduling |
| 10.9(17A) | Disqualification |
| 10.10(10A,17A) | Consolidation—severance |
| 10.11(10A,17A) | Pleadings |
| 10.12(17A) | Service and filing of pleadings and other papers |
| 10.13(17A) | Discovery |
| 10.14(10A,17A) | Subpoenas |
| 10.15(10A,17A) | Motions |
| 10.16(17A) | Prehearing conference |
| 10.17(10A) | Continuances |
| 10.18(10A,17A) | Withdrawals |
| 10.19(10A,17A) | Intervention |
| 10.20(17A) | Hearing procedures |
| 10.21(17A) | Evidence |
| 10.22(17A) | Default |
| 10.23(17A) | Ex parte communication |
| 10.24(10A,17A) | Decisions |
| 10.25(10A,17A) | DIA appeals |
| 10.26(10A,17A,272C) | Board hearings |
| 10.27(10A) | Transportation hearing fees |
| 10.28(10A) | Recording costs |
| 10.29(10A) | Code of administrative judicial conduct |

CHAPTERS 11 to 19
Reserved

AUDITS DIVISION

CHAPTERS 20 and 21
Reserved

CHAPTER 22
HEALTH CARE FACILITY AUDITS

- 22.1(10A) Audit occurrence
22.2(10A) Confidentiality

CHAPTERS 23 and 24
Reserved

CHAPTER 25
IOWA TARGETED SMALL BUSINESS CERTIFICATION PROGRAM

- 25.1(73) Definitions
25.2(10A) Certification
25.3(17A) Description of application
25.4(10A) Eligibility standards
25.5(10A) Special consideration
25.6(10A) Family-owned business
25.7(10A) Cottage industry
25.8(10A) Decertification
25.9(12) Request for bond waiver
25.10(714) Fraudulent practices in connection with targeted small business programs
25.11(17A) Appeal procedure

CHAPTERS 26 to 29
Reserved

INSPECTIONS DIVISION

CHAPTER 30
FOOD AND CONSUMER SAFETY

- 30.1(10A) Food and consumer safety bureau
30.2(10A) Definitions
30.3(137C,137D,137F,196) Licensing and postings
30.4(137C,137D,196) License fees
30.5(137F) Penalty and delinquent fees
30.6(137C,137D,137F,196) Returned checks
30.7(137F) Double licenses
30.8(137C,137D,137F) Inspection frequency
30.9(137D,137F,196) Disposal standards
30.10 Reserved
30.11(22) Examination of records
30.12(137C,137D,137F,196) Denial, suspension or revocation of a license to operate
30.13(10A,137F) Formal hearing
30.14(137D,137F,196) False label or defacement

CHAPTER 31
FOOD ESTABLISHMENT AND FOOD
PROCESSING PLANT INSPECTIONS

- 31.1(137F) Inspection standards
31.2(137F) Food processing plant standards
31.3(137F) Trichinae control for pork products prepared at retail
31.4(137F) Certified food protection programs
31.5(137F) Labeling
31.6(137F) Adulterated food and disposal
31.7 Reserved

- 31.8(137F) Enforcement
- 31.9(137F) Toilets and lavatories
- 31.10(137F) Warewashing sinks in establishments serving alcoholic beverages
- 31.11(137F) Criminal offense—conviction of license holder
- 31.12(137F) Temporary food establishments and farmers market potentially hazardous food licensees

CHAPTERS 32 and 33

Reserved

CHAPTER 34

HOME FOOD ESTABLISHMENTS

- 34.1(137D) Inspection standards
- 34.2(137D) Enforcement
- 34.3(137D) Labeling requirement
- 34.4(137D) Annual gross sales
- 34.5(137D) Criminal offense—conviction of license holder

CHAPTER 35

CONTRACTOR REQUIREMENTS

- 35.1(137C,137D,137F) Definitions
- 35.2(137C,137D,137F) Contracts
- 35.3(137C,137D,137F) Contractor
- 35.4(137C,137D,137F) Contractor inspection personnel
- 35.5(137C,137D,137F) Investigation
- 35.6(137C,137D,137F) Inspection standards
- 35.7(137C,137D,137F) Enforcement
- 35.8(137C,137D,137F) Licensing
- 35.9(137C,137D,137F) Records
- 35.10(137C,137D,137F) Reporting requirements
- 35.11(137C,137D,137F) Contract rescinded

CHAPTER 36

EGG HANDLERS

- 36.1(196) Definitions
- 36.2(196) Licensing
- 36.3(196) Minimum sanitation and operating requirements
- 36.4(196) Egg grading or candling area
- 36.5(196) Water supply
- 36.6(196) Egg storage
- 36.7(196) Eggs used in food preparation
- 36.8(196) Labeling and packaging
- 36.9(196) Restricted eggs
- 36.10(196) Records
- 36.11(196) Enforcement
- 36.12(196) Health and hygiene of personnel
- 36.13(196) Iowa grades

CHAPTER 37

HOTEL AND MOTEL INSPECTIONS

- 37.1(137C) Building and grounds
- 37.2(137C) Guest rooms
- 37.3(137C) Bedding

| | |
|-------------|---|
| 37.4(137C) | Lavatory facilities |
| 37.5(137C) | Glasses and ice |
| 37.6(137C) | Employees |
| 37.7(137C) | Room rates |
| 37.8(137C) | Inspections |
| 37.9(137C) | Enforcement |
| 37.10(137C) | Criminal offense—conviction of license holder |

CHAPTERS 38 and 39

Reserved

CHAPTER 40

FOSTER CARE FACILITY INSPECTIONS

| | |
|-----------|-------------------------|
| 40.1(10A) | License surveys |
| 40.2(10A) | Unannounced inspections |
| 40.3(10A) | Results |
| 40.4(10A) | Ownership of records |

CHAPTER 41

PSYCHIATRIC MEDICAL INSTITUTIONS FOR CHILDREN (PMIC)

| | |
|----------------|--|
| 41.1(135H) | Definitions |
| 41.2(135H) | Application for license |
| 41.3(135H) | Renewal application or change of ownership |
| 41.4(135H) | Licenses for distinct parts |
| 41.5(135H) | Variances |
| 41.6(135H) | Notice to the department |
| 41.7(135H) | Inspection of complaints |
| 41.8(135H) | General requirement |
| 41.9(135H) | Certification of need for services |
| 41.10(135H) | Active treatment |
| 41.11(135H) | Individual plan of care |
| 41.12(135H) | Individual written plan of care |
| 41.13(135H) | Plan of care team |
| 41.14(135H) | Required discharge |
| 41.15(135H) | Criminal behavior involving children |
| 41.16(22,135H) | Confidential or open information |

CHAPTERS 42 to 49

Reserved

CHAPTER 50

HEALTH CARE FACILITIES ADMINISTRATION

| | |
|--------------------|----------------------------------|
| 50.1(10A) | Inspections |
| 50.2(10A) | Definitions |
| 50.3(135B,135C) | Licensing |
| 50.4(135C) | Fines and citations |
| 50.5(135C) | Denial, suspension or revocation |
| 50.6(10A) | Formal hearing |
| 50.7(10A,135C) | Additional notification |
| 50.8(22,135B,135C) | Records |
| 50.9(135C) | Background checks |

CHAPTER 51
HOSPITALS

| | |
|-----------------|--|
| 51.1(135B) | Definitions |
| 51.2(135B) | Classification, compliance and license |
| 51.3(135B) | Quality improvement program |
| 51.4(135B) | Long-term acute care hospital located within a general hospital |
| 51.5(135B) | Medical staff |
| 51.6(135B) | Patient rights and responsibilities |
| 51.7(135B) | Abuse |
| 51.8(135B) | Organ and tissue—requests and procurement |
| 51.9(135B) | Nursing services |
| 51.10 and 51.11 | Reserved |
| 51.12(135B) | Records and reports |
| 51.13 | Reserved |
| 51.14(135B) | Pharmaceutical service |
| 51.15 | Reserved |
| 51.16(135B) | Radiological services |
| 51.17 | Reserved |
| 51.18(135B) | Laboratory service |
| 51.19 | Reserved |
| 51.20(135B) | Food and nutrition services |
| 51.21 | Reserved |
| 51.22(135B) | Equipment for patient care |
| 51.23 | Reserved |
| 51.24(135B) | Infection control |
| 51.25 | Reserved |
| 51.26(135B) | Surgical services |
| 51.27 | Reserved |
| 51.28(135B) | Anesthesia services |
| 51.29 | Reserved |
| 51.30(135B) | Emergency services |
| 51.31 | Reserved |
| 51.32(135B) | Obstetric and neonatal services |
| 51.33 | Reserved |
| 51.34(135B) | Pediatric services |
| 51.35 | Reserved |
| 51.36(135B) | Psychiatric services |
| 51.37 | Reserved |
| 51.38(135B) | Long-term care service |
| 51.39(135B) | Penalty and enforcement |
| 51.40(135B) | Validity of rules |
| 51.41 to 51.49 | Reserved |
| 51.50(135B) | Minimum standards for construction after January 26, 1994, and prior to July 8, 1998 |
| 51.51(135B) | Minimum standards for construction after July 8, 1998, and prior to May 22, 2002 |
| 51.52(135B) | Minimum standards for construction after May 22, 2002 |
| 51.53(135B) | Critical access hospitals |

CHAPTER 52
Reserved

CHAPTER 53
HOSPICE LICENSE STANDARDS

| | |
|-------------|--|
| 53.1(135J) | Definitions |
| 53.2(135J) | License |
| 53.3(135J) | Patient rights |
| 53.4(135J) | Governing body |
| 53.5(135J) | Quality assurance and utilization review |
| 53.6(135J) | Attending physician services |
| 53.7(135J) | Medical director |
| 53.8(135J) | Interdisciplinary team (IDT) |
| 53.9(135J) | Nursing services |
| 53.10 | Reserved |
| 53.11(135J) | Coordinator of patient care |
| 53.12(135J) | Social services |
| 53.13(135J) | Counseling services |
| 53.14(135J) | Volunteer services |
| 53.15(135J) | Spiritual counseling |
| 53.16(135J) | Optional services |
| 53.17(135J) | Contracted services |
| 53.18(135J) | Short-term hospital services |
| 53.19(135J) | Bereavement services |
| 53.20(135J) | Records |

CHAPTER 54
GOVERNOR'S AWARD FOR QUALITY CARE

| | |
|------------|----------------------------|
| 54.1(135C) | Purpose |
| 54.2(135C) | Definitions |
| 54.3(135C) | Nomination |
| 54.4(135C) | Applicant eligibility |
| 54.5(135C) | Nomination information |
| 54.6(135C) | Evaluation |
| 54.7(135C) | Selection of finalists |
| 54.8(135C) | Certificate of recognition |

CHAPTER 55
Reserved

CHAPTER 56
FINING AND CITATIONS

| | |
|-------------|--|
| 56.1(135C) | Authority for citations |
| 56.2(135C) | Classification of violations—classes |
| 56.3(135C) | Fines |
| 56.4(135C) | Time for compliance |
| 56.5(135C) | Failure to correct a violation within the time specified—penalty |
| 56.6(135C) | Treble fines for repeated violations |
| 56.7(135C) | Notation of classes of violations |
| 56.8(135C) | Notation for more than one class of violation |
| 56.9(135C) | Factors determining selection of class of violation |
| 56.10(135C) | Factors determining imposition of citation and fine |
| 56.11(135C) | Class I violation not specified in the rules |
| 56.12(135C) | Class I violation as a result of multiple lesser violations |
| 56.13(135C) | Form of citations |
| 56.14(135C) | Licensee's response to a citation |

- 56.15(135C) Procedure for facility after informal conference
- 56.16(135C) Contesting a citation for a class I violation
- 56.17(135C) Formal contest

CHAPTER 57
RESIDENTIAL CARE FACILITIES

- 57.1(135C) Definitions
- 57.2(135C) Variances
- 57.3(135C) Application for licensure
- 57.4(135C) Special categories
- 57.5(135C) General requirements
- 57.6(135C) Notifications required by the department
- 57.7 Reserved
- 57.8(135C) Licenses for distinct parts
- 57.9(135C) Administrator
- 57.10(135C) Administration
- 57.11(135C) General policies
- 57.12(135C) Personnel
- 57.13(135C) Admission, transfer, and discharge
- 57.14(135C) Contracts
- 57.15(135C) Physical examinations
- 57.16(135C) Records
- 57.17(135C) Resident care and personal services
- 57.18 Reserved
- 57.19(135C) Drugs
- 57.20(135C) Dental services
- 57.21(135C) Dietary
- 57.22(135C) Service plan
- 57.23(135C) Resident activities program
- 57.24(135C) Resident advocate committee
- 57.25(135C) Safety
- 57.26(135C) Housekeeping
- 57.27(135C) Maintenance
- 57.28(135C) Laundry
- 57.29(135C) Garbage and waste disposal
- 57.30(135C) Buildings, furnishings, and equipment
- 57.31(135C) Family and employee accommodations
- 57.32(135C) Animals
- 57.33(135C) Environment and grounds
- 57.34(135C) Supplies
- 57.35(135C) Residents' rights in general
- 57.36(135C) Involuntary discharge or transfer
- 57.37(135C) Residents' rights
- 57.38(135C) Financial affairs—management
- 57.39(135C) Resident abuse prohibited
- 57.40(135C) Resident records
- 57.41(135C) Dignity preserved
- 57.42(135C) Resident work
- 57.43(135C) Communications
- 57.44(135C) Resident activities
- 57.45(135C) Resident property
- 57.46(135C) Family visits

- 57.47(135C) Choice of physician
- 57.48(135C) Incompetent residents
- 57.49(135C) County care facilities
- 57.50(135C) Another business or activity in a facility
- 57.51(135C) Respite care services

CHAPTER 58 NURSING FACILITIES

- 58.1(135C) Definitions
- 58.2(135C) Variances
- 58.3(135C) Application for licensure
- 58.4(135C) General requirements
- 58.5(135C) Notifications required by the department
- 58.6 Reserved
- 58.7(135C) Licenses for distinct parts
- 58.8(135C) Administrator
- 58.9(135C) Administration
- 58.10(135C) General policies
- 58.11(135C) Personnel
- 58.12(135C) Admission, transfer, and discharge
- 58.13(135C) Contracts
- 58.14(135C) Medical services
- 58.15(135C) Records
- 58.16(135C) Resident care and personal services
- 58.17 Reserved
- 58.18(135C) Nursing care
- 58.19(135C) Required nursing services for residents
- 58.20(135C) Duties of health service supervisor
- 58.21(135C) Drugs, storage, and handling
- 58.22(135C) Rehabilitative services
- 58.23(135C) Dental, diagnostic, and other services
- 58.24(135C) Dietary
- 58.25(135C) Social services program
- 58.26(135C) Resident activities program
- 58.27(135C) Resident advocate committee
- 58.28(135C) Safety
- 58.29(135C) Resident care
- 58.30 Reserved
- 58.31(135C) Housekeeping
- 58.32(135C) Maintenance
- 58.33(135C) Laundry
- 58.34(135C) Garbage and waste disposal
- 58.35(135C) Buildings, furnishings, and equipment
- 58.36(135C) Family and employee accommodations
- 58.37(135C) Animals
- 58.38(135C) Supplies
- 58.39(135C) Residents' rights in general
- 58.40(135C) Involuntary discharge or transfer
- 58.41(135C) Residents' rights
- 58.42(135C) Financial affairs—management
- 58.43(135C) Resident abuse prohibited
- 58.44(135C) Resident records

| | |
|---------------------|---|
| 58.45(135C) | Dignity preserved |
| 58.46(135C) | Resident work |
| 58.47(135C) | Communications |
| 58.48(135C) | Resident activities |
| 58.49(135C) | Resident property |
| 58.50(135C) | Family visits |
| 58.51(135C) | Choice of physician and pharmacy |
| 58.52(135C) | Incompetent resident |
| 58.53(135C) | County care facilities |
| 58.54(73GA,ch 1016) | Special unit or facility dedicated to the care of persons with chronic confusion or a dementing illness (CCDI unit or facility) |
| 58.55(135C) | Another business or activity in a facility |
| 58.56(135C) | Respite care services |

CHAPTER 59

Reserved

CHAPTER 60

MINIMUM PHYSICAL STANDARDS
FOR RESIDENTIAL CARE FACILITIES

| | |
|-------------|-------------------------------|
| 60.1(135C) | Definitions |
| 60.2(135C) | Variances |
| 60.3(135C) | General requirements |
| 60.4(135C) | Typical construction |
| 60.5(135C) | Supervised care unit |
| 60.6(135C) | Support area |
| 60.7(135C) | Service area |
| 60.8(135C) | Administration and staff area |
| 60.9(135C) | Definition of public area |
| 60.10(135C) | Elevator requirements |
| 60.11(135C) | Mechanical requirements |
| 60.12(135C) | Electrical requirement |
| 60.13(135C) | Codes and standards |

CHAPTER 61

MINIMUM PHYSICAL STANDARDS FOR
NURSING FACILITIES

| | |
|-------------|--|
| 61.1(135C) | Definitions |
| 61.2(135C) | Variances |
| 61.3(135C) | General requirements |
| 61.4(135C) | Typical construction |
| 61.5(135C) | Nursing care unit |
| 61.6(135C) | Facility support area |
| 61.7(135C) | Service area |
| 61.8(135C) | Administration and staff area |
| 61.9(135C) | Public area |
| 61.10(135C) | Elevator requirements |
| 61.11(135C) | Mechanical requirements |
| 61.12(135C) | Electrical requirements |
| 61.13(135C) | Specialized unit or facility for persons with chronic confusion or a dementing illness (CCDI unit or facility) |
| 61.14(135C) | Codes and standards |

CHAPTER 62
RESIDENTIAL CARE FACILITIES
FOR PERSONS WITH MENTAL ILLNESS (RCF/PMI)

| | |
|-------------|--|
| 62.1(135C) | Definitions |
| 62.2(135C) | Application for license |
| 62.3(135C) | Licenses for distinct parts |
| 62.4(135C) | Variances |
| 62.5(135C) | General requirements |
| 62.6(135C) | Notification required by the department |
| 62.7(135C) | Administrator |
| 62.8(135C) | Administration |
| 62.9(135C) | Personnel |
| 62.10(135C) | General admission policies |
| 62.11(135C) | Evaluation services |
| 62.12(135C) | Programming |
| 62.13(135C) | Crisis intervention |
| 62.14(135C) | Discharge or transfer |
| 62.15(135C) | Medication management |
| 62.16(135C) | Resident property |
| 62.17(135C) | Financial affairs |
| 62.18(135C) | Records |
| 62.19(135C) | Health and safety |
| 62.20(135C) | Nutrition |
| 62.21(135C) | Physical facilities and maintenance |
| 62.22(135C) | Care review committee |
| 62.23(135C) | Residents' rights in general |
| 62.24(135C) | County care facilities |
| 62.25(135C) | Another business or activity in a facility |
| 62.26(135C) | Respite care services |

CHAPTER 63
RESIDENTIAL CARE FACILITIES FOR THE MENTALLY RETARDED

| | |
|-------------|--|
| 63.1(135C) | Definitions |
| 63.2(135C) | Variances |
| 63.3(135C) | Application for licensure |
| 63.4(135C) | General requirements |
| 63.5(135C) | Notifications required by the department |
| 63.6 | Reserved |
| 63.7(135C) | Licenses for distinct parts |
| 63.8(135C) | Administrator |
| 63.9(135C) | General policies |
| 63.10 | Reserved |
| 63.11(135C) | Personnel |
| 63.12(135C) | Resident care and personal services |
| 63.13(135C) | Admission, transfer, and discharge |
| 63.14(135C) | Contracts |
| 63.15(135C) | Physical examinations |
| 63.16(135C) | Dental services |
| 63.17(135C) | Records |
| 63.18(135C) | Drugs |
| 63.19(135C) | Dietary |
| 63.20(135C) | Orientation program |

| | |
|-------------|---|
| 63.21(135C) | Individualized program of care |
| 63.22(135C) | Care review committee |
| 63.23(135C) | Safety |
| 63.24(135C) | Housekeeping |
| 63.25(135C) | Maintenance |
| 63.26(135C) | Laundry |
| 63.27(135C) | Garbage and waste disposal |
| 63.28(135C) | Buildings, furnishings, and equipment |
| 63.29(135C) | Family and employee accommodations |
| 63.30(135C) | Animals |
| 63.31(135C) | Environment and grounds |
| 63.32(135C) | Supplies |
| 63.33(135C) | Residents' rights in general |
| 63.34(135C) | Involuntary discharge or transfer |
| 63.35(135C) | Resident rights |
| 63.36(135C) | Financial affairs—management |
| 63.37(135C) | Resident abuse prohibited |
| 63.38(135C) | Resident records |
| 63.39(135C) | Dignity preserved |
| 63.40(135C) | Resident work |
| 63.41(135C) | Communications |
| 63.42(135C) | Resident activities |
| 63.43(135C) | Resident property |
| 63.44(135C) | Family visits |
| 63.45(135C) | Choice of physician |
| 63.46(135C) | Incompetent resident |
| 63.47(135C) | Specialized license for three- to five-bed facilities |
| 63.48(135C) | County care facilities |
| 63.49(135C) | Another business or activity in a facility |
| 63.50(135C) | Respite care services |

CHAPTER 64

INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED

| | |
|----------------|---|
| 64.1 | Reserved |
| 64.2(135C) | Variances |
| 64.3(135C) | Application for license |
| 64.4(135C) | General requirements |
| 64.5(135C) | Notifications required by the department |
| 64.6(135C) | Veteran eligibility |
| 64.7(135C) | Licenses for distinct parts |
| 64.8 to 64.16 | Reserved |
| 64.17(135C) | Contracts |
| 64.18(135C) | Records |
| 64.19 to 64.32 | Reserved |
| 64.33(235B) | Separation of accused abuser and victim |
| 64.34(135C) | Personnel histories |
| 64.35(135C) | Care review committee |
| 64.36(135C) | Involuntary discharge or transfer |
| 64.37 to 64.58 | Reserved |
| 64.59(135C) | County care facilities |
| 64.60(135C) | Federal regulations adopted—conditions of participation |
| 64.61(135C) | Federal regulations adopted—rights |

- 64.62(135C) Another business or activity in a facility
- 64.63(135C) Respite care services

INTERPRETIVE GUIDELINES
(FEDERAL)

CHAPTER 65

INTERMEDIATE CARE FACILITIES

FOR PERSONS WITH MENTAL ILLNESS (ICF/PMI)

- 65.1(135C) Definitions
- 65.2(135C) Application for license
- 65.3(135C) Licenses for distinct parts
- 65.4(135C) Variances
- 65.5(135C) General requirements
- 65.6(135C) Notification required by the department
- 65.7(135C) Administrator
- 65.8(135C) Administration
- 65.9(135C) Personnel
- 65.10(135C) General admission policies
- 65.11(135C) Evaluation services
- 65.12(135C) Individual program plan (IPP)
- 65.13(135C) Activity program
- 65.14(135C) Crisis intervention
- 65.15(135C) Restraint or seclusion
- 65.16(135C) Discharge or transfer
- 65.17(135C) Medication management
- 65.18(135C) Resident property and personal affairs
- 65.19(135C) Financial affairs
- 65.20(135C) Records
- 65.21(135C) Health and safety
- 65.22(135C) Nutrition
- 65.23(135C) Physical facilities and maintenance
- 65.24(135C) Care review committee
- 65.25(135C) Residents' rights in general
- 65.26(135C) Incompetent residents
- 65.27(135C) County care facilities
- 65.28(135C) Violations
- 65.29(135C) Another business or activity in a facility
- 65.30(135C) Respite care services

CHAPTER 66

BOARDING HOMES

- 66.1(83GA,SF484) Definitions
- 66.2(83GA,SF484) Registration of boarding homes
- 66.3(83GA,SF484) Occupancy reports
- 66.4(83GA,SF484) Complaints
- 66.5(83GA,SF484) Investigations
- 66.6(83GA,SF484) Penalties
- 66.7(83GA,SF484) Public and confidential information

CHAPTER 67

GENERAL PROVISIONS FOR ELDER GROUP HOMES, ASSISTED LIVING PROGRAMS,
AND ADULT DAY SERVICES

- 67.1(231B,231C,231D) Definitions
- 67.2(231B,231C,231D) Program policies and procedures, including those for incident reports
- 67.3(231B,231C,231D) Tenant rights
- 67.4(231B,231C,231D) Program notification to the department
- 67.5(231B,231C,231D) Medications
- 67.6(231B,231C,231D) Another business or activity located in a program
- 67.7(231B,231C,231D) Waiver of criteria for retention of a tenant in the program
- 67.8(231B,231C,231D) All other waiver requests
- 67.9(231B,231C,231D) Staffing
- 67.10(17A,231B,231C,231D) Monitoring, plans of correction, and requests for reconsideration
- 67.11(231B,231C,231D) Complaint and program-reported incident report investigation procedure
- 67.12(17A,231B,231C,231D) Enforcement action
- 67.13(17A,231B,231C,231D) Notice, hearings, and appeals
- 67.14(17A,231B,231C,231D) Judicial review
- 67.15(17A,231C,231D) Emergency removal of tenants
- 67.16(231C) Nursing assistant work credit
- 67.17(231B,231C,231D) Public or confidential information
- 67.18(231B,231C,231D) Training related to Alzheimer's disease and similar forms of irreversible dementia

CHAPTER 68

ELDER GROUP HOMES

- 68.1(231B) Definitions
- 68.2(231B) Program certification and posting requirements
- 68.3(231B) Certification—application process
- 68.4(231B) Certification—application content
- 68.5(231B) Initial certification process
- 68.6(231B) Expiration of program certification
- 68.7(231B) Recertification process
- 68.8(231B) Notification of recertification
- 68.9(231B) Listing of all certified programs
- 68.10(231B) Transfer of certification
- 68.11(231B) Cessation of program operation
- 68.12(231B) Occupancy agreement
- 68.13(231B) Evaluation of tenant
- 68.14(231B) Criteria for admission and retention of tenants
- 68.15(231B) Involuntary transfer from the program
- 68.16(231B) Tenant documents
- 68.17(231B) Service plans
- 68.18(231B) Nurse review
- 68.19(231B) Staffing
- 68.20(231B) Managed risk policy and managed risk consensus agreements
- 68.21(231B) Transportation
- 68.22(231B) Identification of veteran's benefit eligibility
- 68.23(231B) Resident advocate committees
- 68.24(231B) Life safety—emergency policies and procedures and structural safety requirements
- 68.25(231B) Structural standards
- 68.26(231B) Landlord and tenant Act

CHAPTER 69
ASSISTED LIVING PROGRAMS

| | |
|-------------------|---|
| 69.1(231C) | Definitions |
| 69.2(231C) | Program certification |
| 69.3(231C) | Certification of a nonaccredited program—application process |
| 69.4(231C) | Nonaccredited program—application content |
| 69.5(231C) | Initial certification process for a nonaccredited program |
| 69.6(231C) | Expiration of the certification of a nonaccredited program |
| 69.7(231C) | Recertification process for a nonaccredited program |
| 69.8(231C) | Notification of recertification for a nonaccredited program |
| 69.9(231C) | Certification or recertification of an accredited program—application process |
| 69.10(231C) | Certification or recertification of an accredited program—application content |
| 69.11(231C) | Initial certification process for an accredited program |
| 69.12(231C) | Recertification process for an accredited program |
| 69.13(231C) | Listing of all certified programs |
| 69.14(231C) | Recognized accrediting entity |
| 69.15(231C) | Requirements for an accredited program |
| 69.16(231C) | Maintenance of program accreditation |
| 69.17(231C) | Transfer of certification |
| 69.18(231C) | Structural and life safety reviews of a building for a new program |
| 69.19(231C) | Structural and life safety review prior to the remodeling of a building for a certified program |
| 69.20(231C) | Cessation of program operation |
| 69.21(231C) | Occupancy agreement |
| 69.22(231C) | Evaluation of tenant |
| 69.23(231C) | Criteria for admission and retention of tenants |
| 69.24(231C) | Involuntary transfer from the program |
| 69.25(231C) | Tenant documents |
| 69.26(231C) | Service plans |
| 69.27(231C) | Nurse review |
| 69.28(231C) | Food service |
| 69.29(231C) | Staffing |
| 69.30(231C) | Dementia-specific education for program personnel |
| 69.31(231C) | Managed risk policy and managed risk consensus agreements |
| 69.32(231C) | Life safety—emergency policies and procedures and structural safety requirements |
| 69.33(231C) | Transportation |
| 69.34(231C) | Activities |
| 69.35(231C) | Structural requirements |
| 69.36(231C) | Dwelling units in dementia-specific programs |
| 69.37(231C) | Landlord and tenant Act |
| 69.38(83GA,SF203) | Identification of veteran's benefit eligibility |

CHAPTER 70
ADULT DAY SERVICES

| | |
|------------|--|
| 70.1(231D) | Definitions |
| 70.2(231D) | Program certification |
| 70.3(231D) | Certification of a nonaccredited program—application process |
| 70.4(231D) | Nonaccredited program—application content |
| 70.5(231D) | Initial certification process for a nonaccredited program |
| 70.6(231D) | Expiration of the certification of a nonaccredited program |
| 70.7(231D) | Recertification process for a nonaccredited program |
| 70.8(231D) | Notification of recertification for a nonaccredited program |

| | |
|-------------|---|
| 70.9(231D) | Certification or recertification of an accredited program—application process |
| 70.10(231D) | Certification or recertification of an accredited program—application content |
| 70.11(231D) | Initial certification process for an accredited program |
| 70.12(231D) | Recertification process for an accredited program |
| 70.13(231D) | Listing of all certified programs |
| 70.14(231D) | Recognized accrediting entity |
| 70.15(231D) | Requirements for an accredited program |
| 70.16(231D) | Maintenance of program accreditation |
| 70.17(231D) | Transfer of certification |
| 70.18(231D) | Structural and life safety reviews of a building for a new program |
| 70.19(231D) | Structural and life safety review prior to the remodeling of a building for a certified program |
| 70.20(231D) | Cessation of program operation |
| 70.21(231D) | Contractual agreement |
| 70.22(231D) | Evaluation of participant |
| 70.23(231D) | Criteria for admission and retention of participants |
| 70.24(231D) | Involuntary discharge from the program |
| 70.25(231D) | Participant documents |
| 70.26(231D) | Service plans |
| 70.27(231D) | Nurse review |
| 70.28(231D) | Food service |
| 70.29(231D) | Staffing |
| 70.30(231D) | Dementia-specific education for program personnel |
| 70.31(231D) | Managed risk policy and managed risk consensus agreements |
| 70.32(231D) | Life safety—emergency policies and procedures and structural safety requirements |
| 70.33(231D) | Transportation |
| 70.34(231D) | Activities |
| 70.35(231D) | Structural requirements |
| 70.36(231D) | Identification of veteran's benefit eligibility |

CHAPTER 71

OVERPAYMENT RECOVERY UNIT

| | |
|-----------|---------------------------------|
| 71.1(10A) | Definitions |
| 71.2(10A) | Referral process |
| 71.3(10A) | Records |
| 71.4(10A) | Review |
| 71.5(10A) | Repayment process |
| 71.6(10A) | Further collection action |
| 71.7(10A) | Appeal rights |
| 71.8(10A) | Data processing systems matches |
| 71.9(10A) | Confidentiality |

CHAPTER 72

PUBLIC ASSISTANCE

FRONT END INVESTIGATIONS

| | |
|-----------|--------------------------|
| 72.1(10A) | Definitions |
| 72.2(10A) | Referrals |
| 72.3(10A) | Investigation procedures |
| 72.4(10A) | Findings |

CHAPTER 73
MEDICAID FRAUD CONTROL BUREAU

- 73.1(10A) Definitions
- 73.2(10A) Complaints
- 73.3(10A) Investigative procedures
- 73.4(10A) Audit of clinical and fiscal records by the department
- 73.5(10A) Who shall be reviewed, audited, or investigated
- 73.6(10A) Auditing and investigative procedures
- 73.7(10A) Actions based on audit or investigative findings
- 73.8(10A) Confidentiality
- 73.9(10A) Appeal by provider of care

CHAPTER 74
ECONOMIC ASSISTANCE FRAUD BUREAU

- 74.1(10A) Definitions
- 74.2(10A) Responsibilities
- 74.3(10A) Procedures
- 74.4(10A) Investigations
- 74.5(10A) Executive branch investigations

CHAPTER 75
DIVESTITURE UNIT

PREAMBLE

- 75.1(10A) Definitions
- 75.2(10A) Referral process
- 75.3(10A) Referral review
- 75.4(10A) Investigation
- 75.5(10A) Organizing information
- 75.6(10A) Computation of debt
- 75.7(10A) Issuing notices
- 75.8(10A) Conducting informal conferences
- 75.9(10A) Failure to timely request hearing
- 75.10(10A) District court hearing
- 75.11(10A) Filing and docketing of the order
- 75.12(10A,22) Confidentiality

CHAPTERS 76 to 99
Reserved

*GAMES OF SKILL, CHANCE, BINGO
AND RAFFLES*

CHAPTER 100
ADMINISTRATION

- 100.1(10A,99B) Definitions
- 100.2(99B) Licensing
- 100.3(99B) License requirements
- 100.4(99B) Participation
- 100.5(99B) Posted rules
- 100.6(99B) Prizes
- 100.7(10A,99B) Records
- 100.8(10A,99B) Inspections
- 100.9(99B) Reports
- 100.10(99B) Extension of time to file quarterly report

100.11(10A,422) State and local option sales tax
 100.12(10A,17A,99B) Appeal rights
 100.13(99B) Penalties
 100.14 to 100.29 Reserved

QUALIFIED ORGANIZATION

100.30(99B) License requirements
 100.31 Reserved
 100.32(99B) Raffles
 100.33(99B) Expenses
 100.34(99B) Nature and dedication of net receipts
 100.35(99B) Extension of time to dedicate net receipts
 100.36(10A,22) Confidentiality
 100.37 to 100.49 Reserved

RAFFLES CONDUCTED AT A FAIR

100.50(99B) Raffles conducted at a fair
 100.51(99B) Raffle prizes at a fair
 100.52(99B) Exceptions for an annual raffle
 100.53 to 100.79 Reserved

ANNUAL GAME NIGHT BINGO MANUFACTURERS AND DISTRIBUTORS

100.80(99B) Bingo manufacturers and distributors
 100.81(99B) Bingo manufacturer and distributor licenses
 100.82(99B) Bingo supplies and equipment

CHAPTER 101 AMUSEMENT CONCESSIONS

101.1(99B) License requirements
 101.2(99B) Prizes
 101.3(99B) Conducting games
 101.4(99B) Posted rules

CHAPTER 102 SOCIAL GAMBLING

102.1(99B) License requirements
 102.2(99B) Participation allowed
 102.3(99B) Permissible games

CHAPTER 103 BINGO

103.1(10A,99B) Definitions
 103.2(10A,99B) License
 103.3(99B) Bingo occasion
 103.4(99B) Game of bingo
 103.5(99B) State and house rules
 103.6(99B) Prizes
 103.7(10A,99B) Workers
 103.8(99B) Expenses
 103.9(99B) Location
 103.10 Reserved
 103.11(10A,725) Advertising
 103.12(10A,99B) Equipment
 103.13(99B) Records

- 103.14(10A,99B) Bingo checking account
- 103.15(10A,99B) Bingo savings account
- 103.16(10A,99B) Reports
- 103.17(10A,99B) Inspections and audits
- 103.18(10A,99B) Penalties

CHAPTER 104

GENERAL PROVISIONS FOR ALL AMUSEMENT DEVICES

- 104.1(10A,99B) Definitions
- 104.2(99B) Device restrictions
- 104.3(99B) Prohibited games/devices
- 104.4(99B) Prizes
- 104.5(99B) Registration
- 104.6(99B) Violations

CHAPTER 105

REGISTERED AMUSEMENT DEVICES

- 105.1(10A,99B) Definitions
- 105.2(99B) Registered amusement device restrictions
- 105.3(99B) Prohibited registered amusement devices
- 105.4(99B) Prizes
- 105.5(99B) Registration by a manufacturer, manufacturer's representative, distributor, or an owner that operates for profit
- 105.6(99B) Registration of registered amusement devices
- 105.7(99B) Violations
- 105.8(10A,99B) Appeal rights
- 105.9(10A,99B,82GA,SF510) Procedure for denial, revocation, or suspension of a registration
- 105.10(99B) Reports
- 105.11(99B) Criteria for approval or denial of a registration
- 105.12(10A,99B) Suspension or revocation of a registration

CHAPTER 106

CARD GAME TOURNAMENTS BY VETERANS ORGANIZATIONS

- 106.1(10A,99B) Definitions
- 106.2(99B) Licensing
- 106.3(99B) Card game tournament
- 106.4(99B) Required postings
- 106.5(99B) Prizes and cost to participate
- 106.6(99B) Restrictions
- 106.7(99B) Qualified expenses limitation
- 106.8(99B) Records
- 106.9(99B) State and local option sales tax
- 106.10(99B) Inspections
- 106.11(99B) Quarterly reports
- 106.12(99B) Penalties
- 106.13(99B) Revocation, suspension, or denial of license

CHAPTER 107

GAME NIGHTS

- 107.1(10A,99B) Definitions
- 107.2(99B) Restrictions on game nights
- 107.3(99B) Applications
- 107.4(99B) Games

- 107.5(99B) Sponsors
- 107.6(99B) Reports and dedication of funds for qualified and eligible qualified organizations
- 107.7(422) State and local option sales tax